

**TELECONFERENCE  
VETERINARY EXAMINING BOARD  
MADISON, WI  
MINUTES  
May 28, 2003**

**PRESENT:** Jean Heyt-Thompson, James Johnson, Sarah Kamke, JoAnn Kleman (attended board meeting in person), Larry Mahr, Diane Scott, William Bartlett joined the meeting at 11:25 a.m.

**STAFF PRESENT:** Tom Ryan, Bureau Director; Wayne Austin, Legal Counsel; Grace Schwingel; DOE staff: Michael Berndt, Pamela Stach, Camille Major

**GUESTS:** Rachel Rothschild, School of Veterinary Medicine  
Teri Raffel, WVTA; Julie Kaufman, WIPACA;  
Leslie Grendahl and Kelly McDowell – WVMA  
Jolene Plantz, Daray Keehn, DC

**CALL TO ORDER**

**AGENDA**

**MOTION:** Jean Heyt-Thompson moved, seconded by Larry Mahr, to approve the agenda as published. Motion carried unanimously.

**MINUTES OF MARCH 12, 2003**

**Amendments to Minutes of March 12, 2003:**

It should be noted that JoAnn Kleman was present at the March 12, 2003 meeting. On page 3, it should be noted that JoAnn Kleman abstained in voting for the motion for Terry Rhodes.

**MOTION:** Jean Heyt-Thompson moved, seconded by Larry Mahr, to approve the minutes of March 12, 2003 as amended. Motion carried unanimously.

**SENATE CONFIRMATIONS AND BOARD RESIGNATION**

James Johnson has been confirmed. Elaine McGregor, public member, has resigned and is now living in Florida. Sarah Kamke, public member, noted that her term has expired; she agreed to continue serving as a board member until a replacement is found for her position.

**SUMMARY REPORTS ON PENDING COURT CASES, DISCIPLINARY CASES,  
ADMINISTRATIVE RULES AND LEGISLATION.**

Noted

**PRESENTATION OF PROPOSED STIPULATION IN THE MATTER CONCERNING  
JODIE K. WOLFRAM BY ATTORNEY MICHAEL BERNDT**

Attorney Michael Berndt presented the stipulation in the matter concerning Jodie K. Wolfram. Case Advisor is Diane Scott. The Board will deliberate on this matter in closed session.

**PRESENTATION OF PROPOSED STIPULATIONS THAT MAY BE SIGNED AFTER  
MAILING OF AGENDA**

Pamela Stach presented the stipulation in the matter concerning Charles S. Frame. Dr. William Bartlett is the case advisor. The Board will deliberate on this matter in closed session. Diane Scott delegated the signing of her name to Bureau Director Tom Ryan with his initials, if the stipulation is approved.

**CORRESPONDENCE RE: DRUG ENFORCEMENT ADMINISTRATION –  
CONTINGENCY STOCKS OF CONTROLLED SUBSTANCES AT DEER FARMS OR  
OTHER BREEDING FACILITIES**

The Board discussed its options, as outlined by the DEA Headquarters Liaison and Policy Section, in the matter regarding the storage of limited contingency stocks of controlled substances at deer farms or other breeding facilities. It was noted that the deer farms are not required to be licensed. One solution discussed was to allow small amounts of controlled substances in an emergency kit to be kept under the direction of a veterinarian who would have to maintain a DEA registration as a practitioner at the location where the emergency kit is located. A rule change would be needed.

**MOTION:** Larry Mahr moved, seconded by William Bartlett, to authorize Bureau Director Tom Ryan, in consultation with Legal Counsel Wayne Austin, to prepare a scope statement to address the issue of maintaining small amounts of controlled substances at deer farms. Motion carried unanimously.

**RULE AMENDMENT PROPOSAL, WIS. ADMIN CODE 7.02 (6) –  
LESLIE GREND AHL, WVMA – 11:30 A.M.**

Leslie Grendahl of the WVMA addressed the board regarding the rule amendment proposal. The WVMA would like to see a rule change allowing veterinarians to delegate certain practices off-premises. Using the words chiropractic and physical therapy caused a complication which would require practice acts in those professions to be changed. The other Boards involved were cautious about this idea for various reasons. Ms. Grendahl answered board members' questions. The Veterinarian Board raised scope of practice concerns. It was decided to keep the wording as it is within 7.02 (6) with regard to delegation and add that medical services involving physical therapy/rehabilitation or rehabilitation exercises or skeletal manipulation could be delegated provided there is a valid veterinarian-client patient relationship and written and signed protocol including the 8 protected measures listed on page 31 of the agenda packet. Those would be approved terms that aren't considered for use on "humans" whereas chiropractic and adjustments are considered terms used with regard to "humans." The Chiropractic practice act does say "human." There would be no objection to using the term "physical therapy" since it doesn't refer to "human" in the PT rules. VE 7.02 provides for delegation by veterinarians to unlicensed persons.

**MOTION:** Sarah Kamke moved, seconded by Larry Mahr, to authorize Bureau Director Tom Ryan to work with Legal Counsel, Wayne Austin, to prepare a scope statement and rule draft. Motion carried unanimously.

### **PRACTICE QUESTION – LESLIE GREND AHL, WVMA**

Leslie Grendahl reviewed the letter on page 33 dated April 21, 2003 addressed to the Board and answered board members' questions. The Board indicated that items 2-6 appear to be within the practice of veterinarian medicine which could be performed under the supervision of a licensed veterinarian. It was felt there should be a veterinarian associated with the shelter.

Legal Counsel, Wayne Austin, will draft a letter to Leslie Grendahl to respond to the questions raised concerning animal control jurisdiction and state statutes.

### **CLOSED SESSION**

**MOTION:** Sarah Kamke moved, seconded by James Johnson, to adjourn to closed session pursuant to Wisconsin State statutes 19.85(1) (a) (b) (f) and (g) to deliberate on proposed stipulations and consulting with Legal Counsel. Motion carried by roll call vote: William Bartlett-yes; Jean Heyt-Thompson-yes; James Johnson-yes; Sarah Kamke-yes; JoAnn Kleman- yes; Larry Mahr-yes; Diane Scott-yes.

Open Session adjourned at 12:10 p.m.

### **RECONVENE INTO OPEN SESSION IMMEDIATELY FOLLOWING CLOSED SESSION**

**MOTION:** Sarah Kamke moved, seconded by Jean Heyt-Thompson, to reconvene into Open Session at 12:15 p.m. Motion carried unanimously.

### **VOTING ON ITEMS CONSIDERED OR DELIBERATED ON IN CLOSED SESSION**

#### **DELIBERATION OF PROPOSED STIPULATIONS**

JODIE K. WOLFRAM, V.T. – CASE ADVISOR – DIANE SCOTT

**MOTION:** Sarah Kamke moved, seconded by JoAnn Kleman, to approve the Findings of Fact, Conclusions of Law and Order in the matter concerning Jodie K. Wolfram, V.T. Diane Scott abstained. Motion carried.

CHARLES S. FRAME, V.T. – CASE ADVISOR WILLIAM BARTLETT

**MOTION:** James Johnson moved, seconded by Larry Mahr, to approve the Findings of Fact, Conclusions of Law and Order in the matter concerning Charles S. Frame, V.T. William Bartlett abstained. Motion carried.

### **DIVISION OF ENFORCEMENT – CASE STATUS REPORT**

There were no case closings to discuss.

## **OTHER BOARD BUSINESS**

None

## **INFORMATIONAL ITEMS**

None

## **ADJOURNMENT**

**MOTION:** William Bartlett moved, seconded by James Johnson, to adjourn the meeting at 12:20 p.m. Motion carried unanimously.

**Next meeting: Wednesday, July 16, 2003**